IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO.35 OF 2004

State of Maharashtra — Appellant
vs.
1. Tukaram Vithu Pohalkar & ors. — Respondents

Mrs. V.R. Bhonsale, A.P.P. for the appellant.

CORAM : R. M. LODHA &
R. S. MOHITE,JJ.

DATED : 11th January 2005

P.C.

Heard the learned A.P.P.

2. The learned Assistant Sessions Judge has considered the evidence threadbare. He found that three different versions have come in prosecution. Medical evidence is also inconsistent. There is material contradiction relating to the weapon alleged to have been used by the accused no.1. The learned A.P.P. could not point out any infirmity in the judgment warranting interference by us.

3. This is not fit case for grant of leave. Criminal appeal is rejected.

(R.M. LODHA,J.)

(R.S. MOHITE,J.)